

AN ORDINANCE

**96578**

**AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO ACCEPT DISPOSAL RATE PROPOSALS AND TO EXECUTE SPECIAL WASTE DISPOSAL AGREEMENTS WITH WASTE MANAGEMENT, INC., AND BROWNING FERRIS, INC., IN AMOUNTS OF \$201,500.00 AND \$200,000.00, RESPECTIVELY, FOR LANDFILL DISPOSAL OF REGULATED MATERIALS GENERATED BY THE DAVIS-LAKE DE-SILTING PROJECT, LOCATED IN CITY COUNCIL DISTRICT 3; AND PROVIDING FOR PAYMENT.**

\* \* \* \* \*

**WHEREAS**, the City has been requested by the Corps of Engineers (COE) to dredge and re-grade Davis Lake as a part of the required maintenance of the San Antonio River Channels Improvement Project; and

**WHEREAS**, environmental investigations of the area have identified the potential for approximately 100,000 cubic yards of silt material classified and approved as Class II Non-hazardous waste; and

**WHEREAS**, proposals have been submitted, to evenly dispose of contaminated materials associated with the Davis Lake De-silting Project at their respective landfills, by Waste Management, Inc., for the amount of \$201,500.00, and Browning Ferris, Inc., for the amount of \$200,000 which rates are predicated upon price per cubic yard; and

**WHEREAS**, approval of this Ordinance will be a continuation of City of San Antonio Council direction to appropriately address the environmental issues associated with the Davis Lake De-silting Project; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The City Council hereby accepts and approves the unit price of \$4.03 per cubic yard proposed rate quote from Waste Management, Inc., affixed hereto for all purposes as Attachment I, for the amount of \$201,500.00, for disposal of contaminated materials in connection with the Davis Lake De-Silting Project.

**SECTION 2.** The City Council hereby accepts and approves the unit price of \$4.00 per cubic yard proposed rate from quote Browning Ferris, Inc., affixed hereto for all purposes as Attachment II, for the amount of \$200,000.00, for disposal of contaminated materials in connection with the Davis Lake De-Silting Project.

**SECTION 3.** The budget in Fund 45-546026, 1985 Drainage Bonds, shall be revised by reducing Index Code 657882, entitled Construction Contract-City Forces, in the amount of \$401,500.00.

**SECTION 4.** The amount of \$201,500.00 is appropriated in Fund 45-546026, 1985 Drainage Bonds, in Index Code 673020, entitled Construction Contract, and is authorized to be encumbered and made payable to Waste Management of Texas, Inc., in connection with the Davis Lake De-Silting Project.

**SECTION 5.** The amount of \$200,000.00 is appropriated in Fund 45-546026, 1985 Drainage Bonds, in Index Code 673020 entitled Construction Contract, and is authorized to be encumbered and made payable to Browning Ferris, Inc., in connection with The Davis Lake De-Silting Project.

**SECTION 6.** The City Manager, or her designee, is hereby authorized to implement this ordinance by execution of the documents necessary to complete the transaction upon review of such documents in accordance with Section 54, Charter, City of San Antonio.

**SECTION 7.** The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific index codes and fund numbers as necessary to carry out the purpose of this Ordinance.

**SECTION 8.** This ordinance shall be effective on November 3, 2002.

**PASSED AND APPROVED** this 24<sup>th</sup> day of October, 2002.

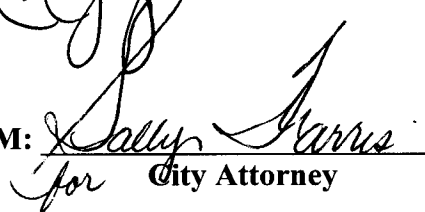
  
M A Y O R

EDWARD D. GARZA

ATTEST:

  
City Clerk

APPROVED AS TO FORM:

  
for City Attorney